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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

LARRY TOTTEN, JOSE MORENO, in
 their capacities as Trustees of the LABORERS
 HEALTH AND WELFARE TRUST FUND
 FOR NORTHERN CALIFORNIA; LABORERS
 VACATION-HOLIDAY TRUST FUND FOR
 NORTHERN CALIFORNIA; LABORERS
 PENSION TRUST FUND FOR NORTHERN
 CALIFORNIA; and LABORERS TRAINING
 AND RETRAINING TRUST FUND FOR
 NORTHERN CALIFORNIA,

Plaintiffs,

v.

ALEX PEGUES, Individually; ROGER
 PITCHER, Individually; ALEX PEGUES and
 ROGER PITCHER, Individually and dba C & C
 MAINTENANCE SERVICE and C & C
 MAINTENANCE SERVICE,

Defendants.

No. C 05-04307 SC

**PROPOSED ORDER GRANTING
 PLAINTIFFS' MOTION TO COMPEL**

Date:

Time:

Dept: To be referred to a Magistrate Judge

Plaintiff's Motion to Compel Responses to Interrogatories and to Request for Production of Documents came before the Court for hearing on Plaintiff's noticed Motion to Compel on 8/4, 2006. The Court having read and considered the papers on file and the arguments of counsel, and good cause appearing,

IT IS HEREBY ORDERED that Plaintiff's Motion to Compel is granted in its entirety and that Plaintiffs are entitled to reasonable attorneys' fees and court cost related to filing this Motion.

1 Defendant Alex Pegues is ~~further~~ ordered to respond to all Interrogatories and Request for
2 Production of Documents set forth in the instant Motion within 10 days of this Order.

3 Dated: 8/4/06

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UNITED STATES DISTRICT COURT

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

LARRY TOTTEN, ET AL.,

Plaintiffs,

v.

ALEX PEGUES, ET AL.,

Defendants.

Case Number: C-05-4307 SC (JCS)

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the U.S. District Court, Northern District of California, 450 Golden Gate Avenue, San Francisco, California 94102.

That on August 4, 2006, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

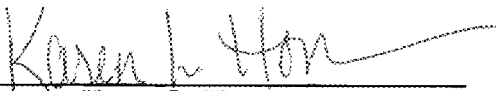
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Dated: August 4, 2006

RICHARD W. WIEKING, CLERK


By: Karen L. Hom
Deputy Clerk